

REMARKS

Before this Amendment, Claims 1, 3-12, and 14-19 were pending in this application. Claims 1 and 3-11 have been cancelled by this Amendment to place this matter in better condition for appeal. Claims 2 and 13 were cancelled by an amendment filed on September 10,
5 2008. Accordingly, Claims 12 and 14-19 are pending in this application.

CONCLUSION

Appellant respectfully requests allowance of Claims 12 and 14-19 in this application. If necessary and warranted under the circumstances, Appellant further requests, under 37 C.F.R. § 1.136(a), to extend the period for filing a reply or appeal and authorizes the Commissioner to
10 charge deposit account 50-0382 and to credit said account for any overpayments. Appellant is a small entity.

Respectfully Submitted,

/Frank G. MORKUNAS/

Frank G. MORKUNAS
Reg. No.: 38,974

Applied Patents and Trademarks
7750 Dagget St., Ste. 203
San Diego, CA 02111
Phone: 858-565-0799
Fax: 858-268-9968

encl: Corrected Page 5

STATUS OF CLAIMS

1. Claims 12 and 14-19 are pending. Claims 1 and 3-11 have been cancelled in conjunction with this appeal. Claims 2 and 13 were previously cancelled by amendment filed on September 10, 2008. No claims are objected to, allowed, or withdrawn. In the Final Office Action dated November 25, 2008, the Examiner has indicated that claims 12 and 14-19 stand finally rejected. More specifically, claims 12 and 14-19 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Magazine Advertising Guide for Small ISVs in view of Evans (U.S. Pub No. 2002/0036654).
2. The claims under appeal include claims 12, and 14-19.